

CONTRACT NO. KR 86-4351

C. G. CONTRACT NO. 786-4

CONSTRUCTION
INTERGOVERNMENTAL AGREEMENT
BETWEEN
THE STATE OF ARIZONA
AND
THE CITY OF CASA GRANDE

THIS AGREEMENT, entered into pursuant to Arizona Revised Statutes, Sections 11-951 through 11-954, as amended, by and between the STATE OF ARIZONA, acting by and through the ARIZONA DEPARTMENT OF TRANSPORTATION, hereinafter called "STATE", and the CITY OF CASA GRANDE, hereinafter called "CITY",

WHEREAS, the State is empowered by A.R.S. Section 28-108 to enter into this Agreement and the Director of the ARIZONA DEPARTMENT OF TRANSPORTATION has delegated to the undersigned his authorization to execute this Agreement on behalf of the STATE:

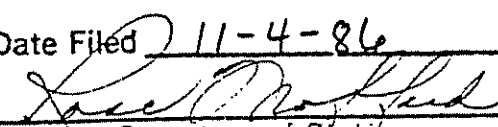
WHEREAS, the CITY is empowered by A.R.S. Section 9-672 to enter into this Agreement, and acting by and through its duly elected governing body, has by that certain resolution attached hereto and incorporated herein as Exhibit "A" resolved to enter into this Agreement and has authorized the undersigned as its representative to execute the same on behalf of said CITY;

WHEREAS, for the safety and protection of the traveling public, it is necessary and desirable that certain improvements and/or modifications be made on the State Highway System in the Cty. This work shall include the installation of new traffic signals at the following location:

On SR 84 at Thorton Road in Casa Grande
Project #M-950-4-902

NOW, THEREFORE, in consideration of the mutual covenants hereinafter to be kept by all parties, it is mutually agreed as follows:

The STATE shall advertise for bids and award a contract for the installation of the traffic signals on SR 84 at Thorton Road.

NO. <u>11572</u>
FILED WITH SECRETARY OF STATE
Date Filed <u>11-4-86</u>
 Secretary of State

2. The CITY, upon completion of the work shall reimburse the STATE for 50% of the final construction and engineering costs at SR 84 at Thorton Road not to exceed \$40,000 for its share of the cost of this work.

3. This Agreement shall be considered as terminated when all conditions as set forth herein have been complied with and the traffic signals are complete, in place, and functional.

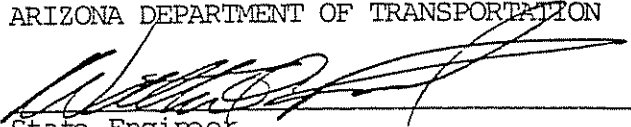
4. All parties are hereby put on notice that this Agreement is subject to cancellation by the Governor pursuant to Arizona Revised Statutes Section 38-511.

5. This Agreement shall be filed with the Secretary of State and shall become effective upon filing.

6. Attached to this Agreement and incorporated herein by reference is Exhibit "B" which is a copy of the written determination of the appropriate attorney that the CITY is authorized under the laws of this State to enter into this Agreement and that it is in proper form.

STATE OF ARIZONA
ARIZONA DEPARTMENT OF TRANSPORTATION

BY:


State Engineer

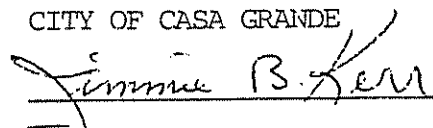
DATE:

26 AUG 1986

ATTEST:

CITY OF CASA GRANDE

BY:

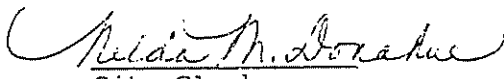

Jimmie B. Kern

TITLE:

Mayor

DATE:

8-18-86


Relda M. Donahue
City Clerk

Date: 8-18-86

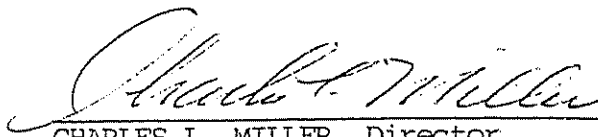
Project #M-950-4-902
SR 84 at Thorton Road - MP 176.96

Casa Grande

RESOLUTION

BE IT RESOLVED ON THIS 12th day of June, 19 86, that
I, CHARLES L. MILLER, as Director, ARIZONA DEPARTMENT OF TRANSPORTATION,
have determined that it is in the best interests of the State of Arizona
that the DEPARTMENT OF TRANSPORTATION, acting by and through the Highways
Division, enter into a Construction Intergovernmental Agreement with the
CITY OF CASA GRANDE to install traffic signals warranted by a Traffic
Engineering study. The City of Casa Grande shall reimburse the State
for 50% of the final construction and engineering costs not to exceed
\$40,000 for its share of the cost of this work.

THEREFORE, authorization is hereby given to draft said Agreement which,
upon completion, shall be submitted for approval and execution by the
State Engineer.



CHARLES L. MILLER, Director
ARIZONA DEPARTMENT OF TRANSPORTATION

EXHIBIT "A"

ORDINANCE NO. 1109

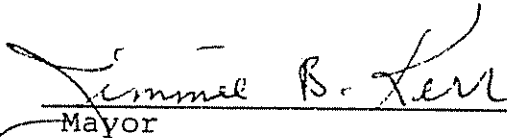
AN ORDINANCE OF THE COUNCIL OF THE CITY OF CASA GRANDE, ARIZONA, APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH ADOT FOR THE INSTALLATION OF A TRAFFIC SIGNAL AT THE INTERSECTION OF SR-84 AND THORNTON ROAD AND AUTHORIZING THE EXPENDITURE OF PUBLIC FUNDS IN AN AMOUNT NOT TO EXCEED \$40,000.00 THEREFOR.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CASA GRANDE, ARIZONA, as follows:

Approval for Agreement and Expenditure

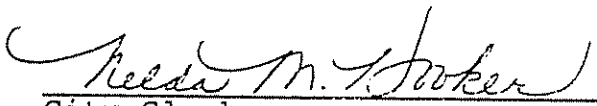
The Mayor and Council hereby approve an Intergovernmental Agreement with the Arizona Department of Transportation for the installation of a traffic signal at the intersection of SR-84 and Thornton Road and authorize the expenditure of public funds in an amount not to exceed \$40,000.00 therefor.

PASSED AND ADOPTED by the Mayor and Council of the City of Casa Grande, Arizona, this 21st day of July, 1986.



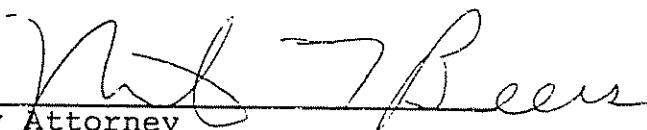
Mayor

ATTEST:



City Clerk

APPROVED AS TO FORM:



City Attorney

EXHIBIT "B"
APPROVAL OF THE CITY ATTORNEY

I hereby state that I have reviewed the proposed Construction Intergovernmental Agreement between the State of Arizona, ARIZONA DEPARTMENT OF TRANSPORTATION, and the CITY OF CASA GRANDE and declare the Agreement to be in proper form and within the powers and authority granted under the laws of the State of Arizona.

DATED this 24th day of June, 1986.

CITY OF CASA GRANDE

BY:

V. L. 7 Bean
City Attorney

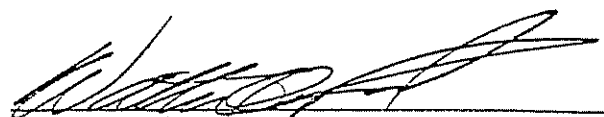
EXHIBIT "C"
LETTER ADDENDUM

In accordance with paragraph 6 of the Agreement AG #78-690, Secretary of State #4845 dated October 30, 1978, for the operation and maintenance of traffic signals and/or highway lighting between the STATE OF ARIZONA and the CITY OF CASA GRANDE, it is agreed by both parties that the following intersection be added to the existing list of intersections to be operated and maintained as set forth in said Agreement.

SR 84 at Thorton Road - City of Casa Grande

STATE OF ARIZONA
ARIZONA DEPARTMENT OF TRANSPORTATION

BY:


State Engineer

DATE:

26 AUG. 1986

CITY OF CASA GRANDE

BY:


Timmie B. Kern

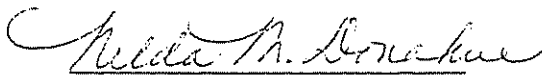
TITLE:

Mayor

DATE:

8-18-86

ATTEST:


Nelda M. Bonakue
City Clerk

Date:

8-18-86



Attorney General

1275 WEST WASHINGTON

Phoenix, Arizona 85007

Robert K. Corbin

INTERGOVERNMENTAL AGREEMENT

DETERMINATION

A. G. Contract No. KR86-1351, which is an agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952, as amended, by the undersigned Assistant Attorney General who has determined that it is in the proper form and is within the powers and authority granted to the State of Arizona.

No opinion is expressed as to the authority of the remaining parties, other than the State or its agencies, to enter into said agreement.

DATED this 23 day of October, 1986.

ROBERT K. CORBIN
Attorney General

Albert Meyer
Assistant Attorney General
Transportation Division